



08/405111A #2A  
6-13-95  
RP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Docket #: 1/844-3-C3  
Anticipated Classification  
of this application:  
Class: Subclass:  
Prior application:  
Examiner: Datlow, P.  
Art Unit: 1202

**THE COMMISSIONER OF PATENTS AND TRADEMARKS  
WASHINGTON, D.C. 20231**

Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR 1.60 of pending prior application

Serial No. : 08/254,324  
Filed : June 6, 1994  
Applicant : Rolf Banholzer et al.  
Title : New Esters Of Thienyl Carboxylic Acids And Amino Alcohols, Their Quaternization Products, And Manufacture And Use For Said Compounds

1. ☒ Enclosed is a complete copy of the prior application, including the oath or declaration as originally filed.
2. ☒ The filing fee is calculated below:

**CLAIMS AS FILED IN THE PRIOR APPLICATION LESS ANY CLAIMS  
CANCELLED BY AMENDMENT BELOW**

	Claims Filed	Extra Claims	Rate	Fee
Basic Fee				\$730.00
Total Claims	37-20	17	X \$22.00	\$374.00
Independent Claims	2-3	0	X \$76.00	\$0.00
<input checked="" type="checkbox"/> Multiple dependent claims presented			+\$240.00	\$240.00
<b>TOTAL FEE</b>				<b>\$1344.00</b>

3. ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Account No. 02-2955. A duplicate copy of this sheet is enclosed.
4. ☐ A check in the amount of \$ is enclosed.
5. ☐ Cancel in this application claims of the prior application before calculating the filing fee.

A

EXT. OF TIME TO GP 1202

6. ☒ Amend the specification by inserting before the first line the sentence:

--This is a continuation of application No. 08/254,324, filed on June 6, 1994, *now abandoned* which is a continuation of application No. 08/100,822, filed on August 2, 1993, now abandoned, which is a continuation of application No. 07/838,724, filed on March 13, 1992, now abandoned.--

7. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date according this application. A duplicate copy of this sheet is enclosed for filing in the prior application.

8. ☐ New formal drawings are enclosed.

9. ☒ Priority of application Serial No. P 36 31 041.8, filed on September 16, 1989, in the Federal Republic of Germany, is (are) claimed under 35 USC 119.

10. ☒ A certified copy of the foreign application from which priority is claimed under 35 USC 119 has been filed in prior application Serial No. 07/838,724, filed on March 13, 1992.

11. ☐ A certified copy of the foreign application from which priority is claimed under 35 USC 119 is enclosed herewith.

12. ☐ The prior application is assigned of record to .

13. ☒ The power of attorney in the prior application is to:  
D.E. Frankhouser, Reg. No. 25,475; A.R. Stempel, Reg. No. 28,991  
and M-E. M. Timbers, Reg. No. 27,928.

a. ☒ The power appears in the original papers in the prior application.

b. ☒ Address all future communications to:  
Dr. Robert Raymond  
Boehringer Ingelheim Corp.  
900 Ridgebury Road, P.O. Box 368  
Ridgefield, CT 06877

14. ☐ A preliminary amendment is enclosed. (Claims added by this amendment has been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

15. ☒ I hereby verify that the attached papers are a true copy of prior application Serial No. , as originally filed on and of any amendments referred to in the oath and declaration filed to complete the prior application; and that no amendments referred to in the oath and declaration filed to complete the prior application introduced new matter herein.

16. [X] A petition under 37 CFR 1.136(a) for an extension of time in the prior application. Serial No. 08/254,324, was mailed on March 16, 1995, for filing according to the provision of [X] 37 CFR 1.10 (express mail). Entry of the petition will extend the period for response, set in the Office Action mailed on September 19, 1994, for three months (to March 20, 1995.)

The undersigned declares that all statements made herein of his or her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature: \_\_\_\_\_

Alan Stempel  
Reg. No. 28,991

①

Date: March 16, 1995

Address of signator:  
Boehringer Ingelheim Corp.  
900 Ridgebury Road  
Ridgefield, CT. 06877  
Telephone No.: (203) 798-4866<sup>68</sup>  
Case No.: 1/844-3-C3

[ ] Inventor(s)  
[ ] Assignee of complete interest  
[X] Attorney or agent of record  
[ ] Filed under Sec. 1.34(a)

#### EXPRESS MAIL CERTIFICATION

EXPRESS MAIL LABEL: TB 794 386 88X US

Deposit date: March 16, 1995

I hereby certify that this paper or fee is being deposited with the United States Postal Service, "Express Mail Post Office to Addressee" Service, Under 37 CFR 1.10, on the date indicated above, and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231

By

Alan Stempel

March 16, 1995

Date



The following document is a translation of the International Application into English.